

Senate File 67 - Enrolled

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SENATE FILE 67

AN ACT

RELATING TO THE REGULATION AND PRACTICE OF PHARMACY, INCLUDING
PROVIDING FOR THE ESTABLISHMENT OF A LIMITED DRUG AND
DEVICE DISTRIBUTOR LICENSE.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

Section 1. Section 155A.3, subsection 5, Code 2007, is
amended to read as follows:

5. "College of pharmacy" means a school, university, or
college of pharmacy that satisfies the accreditation standards
of the ~~American accreditation council on pharmaceutical for~~
~~pharmacy education as to the extent those standards are~~
adopted by the board, or that has degree requirements which
meet the standards of accreditation adopted by the board.

Sec. 2. Section 155A.3, Code 2007, is amended by adding
the following new subsections:

NEW SUBSECTION. 22A. "Limited drug and device
distributor" means a person operating or maintaining, either
within or outside this state, a location at which limited
noncontrolled prescription drugs, prescription devices, and
medical gases, are distributed to patients in this state
pursuant to a prescription drug order; or a person operating
or maintaining a location at which limited quantities of
drugs, devices, or medical gases are distributed at wholesale
in this state. A "limited drug and device distributor" does
not include a pharmacy licensed pursuant to this chapter or a
drug wholesaler providing prescription drugs to patients in
this state pursuant to a drug manufacturer's prescription drug
assistance program.

NEW SUBSECTION. 23A. "Medical gas" means a gas or liquid
oxygen intended for human consumption.

Sec. 3. Section 155A.4, subsection 2, Code 2007, is
amended by adding the following new paragraph:

NEW PARAGRAPH. h. A limited drug and device distributor,
licensed by the board, to distribute limited noncontrolled
prescription drugs, prescription devices, and medical gases,
to patients in this state pursuant to rules adopted by the
board.

Sec. 4. Section 155A.9, subsection 1, Code 2007, is
amended to read as follows:

1. A college of pharmacy shall not be approved by the
board unless the college is accredited by the ~~American~~
~~accreditation council on pharmaceutical for pharmacy~~
education.

Sec. 5. Section 155A.29, subsection 1, Code 2007, is
amended to read as follows:

1. Except as specified in subsection 2, a prescription for
any prescription drug or device which is not a controlled
substance shall not be filled or refilled more than eighteen
months after the date on which the prescription was issued and
a prescription which is authorized to be refilled shall not be
refilled more than ~~eleven~~ twelve times.

Sec. 6. NEW SECTION. 155A.42 LIMITED DRUG AND DEVICE
DISTRIBUTOR LICENSE.

1. A person shall not act as a limited drug and device
distributor without a license. The license shall be
identified as a limited drug and device distributor license.

2. The board shall establish, by rule, standards for
limited drug and device distributors and may define specific
types of limited drug and device distributors. The board may
identify, by rule, specific prescription drugs or classes of
noncontrolled prescription drugs, which may be distributed by
a limited drug and device distributor.

3. The board shall adopt rules pursuant to chapter 17A
relating to the issuance of a limited drug and device
distributor license. The rules shall provide for conditions
of licensure, compliance standards, licensure fees,
disciplinary action, and other relevant matters.

4. The board may deny, suspend, or revoke a limited drug

3 4 and device distributor's license for failure to meet the
3 5 applicable standards or for a violation of the laws of this
3 6 state, another state, or the United States relating to
3 7 prescription drugs or controlled substances, or for a
3 8 violation of this chapter, chapter 124, 124A, 124B, 126, 205,
3 9 or 272C, or a rule of the board.

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3 14 JOHN P. KIBBIE
3 15 President of the Senate

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3 19 PATRICK J. MURPHY
3 20 Speaker of the House

3 21 I hereby certify that this bill originated in the Senate and
3 22 is known as Senate File 67, Eighty-second General Assembly.

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3 27 MICHAEL E. MARSHALL
3 28 Secretary of the Senate

3 29 Approved _____, 2007

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3 33 CHESTER J. CULVER
3 34 Governor